

## UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

United States of America )

v. )

STEVEN DOUGLAS )

Case No: 1:05CR346-004

USM No: 55042-060

Date of Previous Judgment: 02/09/2006 )

MICHAEL SCALA

(Use Date of Last Amended Judgment if Applicable)

Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☐ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 70 Months months is reduced to 60 months

## I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 23Amended Offense Level: 21Criminal History Category: IVCriminal History Category: IVPrevious Guideline Range: 70 to 87 months Amended Guideline Range: 60 to 71 months

## II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

## III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 02/09/2006 shall remain in effect.

IT IS SO ORDERED.

Order Date: October 23, 2008

*Christopher A. Boyko*  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

Christopher A. Boyko, U.S. District Court Judge  
Printed name and title